
LINDA LOYKO, ADMINISTRATOR OF THE
ESTATE OF MYRON LOYKO

v.

OLD ORCHARD HEALTH CARE CENTER
EASTON PA, LLC D/B/A PROMEDICA SKILLED
NURSING AND REHABILITATION (OLD
ORCHARD); ET. AL.

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: NO. 5:24-cv-0360
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ORDER

AND NOW, this 18th day of June, 2025, upon consideration of the Petition to Approve Settlement and Distribution of the Wrongful Death and Survival Action filed by Plaintiff, *see* ECF No. 17, it is hereby **ORDERED** and **DECREED** that the Petition is **GRANTED**. Plaintiff is authorized to enter into a settlement with OLD ORCHARD HEALTH CARE CENTER EASTON PA, LLC D/B/A PROMEDICA SKILLED NURSING AND REHABILITATION (OLD ORCHARD); ET. AL. in the gross sum of ONE HUNDRED AND FIFTY THOUSAND DOLLARS AND ZERO CENTS (\$150,000.00), to be paid by OLD ORCHARD HEALTH CARE CENTER EASTON PA, LLC D/B/A PROMEDICA SKILLED NURSING AND REHABILITATION (OLD ORCHARD); ET. AL. .

IT IS FURTHER ORDERED, that the settlement proceeds shall be allocated as 50% to Wrongful Death Claim.

IT IS FURTHER ORDERED, that the settlement proceeds shall be allocated as 50% to Survival Claim.

IT IS FURTHER ORDERED, that settlement proceeds shall be distributed as follows:

To Haberman Law, P.C. (reimbursement of expenses)	\$15,716.14
To Haberman Law, P.C. (legal fee: 40%)	\$60,000.00
To Medicare (payment of Demand for past medical expenses)	\$1,989.55

allocated as follows:

The Proceeds shall be allocated as follows:

Survival (50%)	\$	36,147.15
Wrongful Death (50%)	\$	36,147.16

The Proceeds of the Survival Claim in the sum of \$36,147.15 shall be paid as follows:

Estate of MYRON LOYKO in the amount of \$36,147.15, less any amount paid or payable to PA Estate Recovery Program and/or DHS Casualty, if any, in waiver and/or compromise of its claim.

The Proceeds of the Wrongful Death Claim in the sum of \$36,147.16 shall be paid as follows:

LINDA LOYKO in the amount of \$18,073.58

MELISSA HESS in the amount of \$18,073.58

Within sixty (60) days from the date of this final Order, counsel for Plaintiff shall file an Affidavit with the Court, certifying compliance with this Order. The Affidavit shall bear the caption of the case and shall contain the court term and number. A copy of this Order shall be attached thereto.

Plaintiff and Plaintiff's counsel shall ensure that a Pennsylvania Inheritance Tax return is filed, that the applicable inheritance tax is paid in full, and shall file proof of the same with the court within thirty days of the court approval of this settlement.

BY THE COURT:

/s/ Joseph F. Leeson, Jr.

JOSEPH F. LEESON, JR.
United States District Judge